



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10**

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

JAN 22 2016

OFFICE OF
COMPLIANCE AND ENFORCEMENT

Reply to: OCE-101

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

NOTICE OF VIOLATION

The Honorable Jackie Aymon
Mayor of McCall
216 E. Park Street
McCall, Idaho 83638

Re: July 24, 2015, NPDES Compliance Inspection
NPDES Permit Number ID-002023-1

Dear Mayor Aymon:

On August 12, 1996, the U.S. Environmental Protection Agency (EPA) issued a National Pollutant Discharge Elimination System (NPDES) permit to the City of McCall, Idaho (City) wastewater treatment facility (Facility), NPDES Permit Number ID-002023-1 (Permit). The purpose of this letter is to notify the City of violations EPA discovered after reviewing administrative files including the Discharge Monitoring Reports (DMRs) submitted by the City, and in response to the July 24, 2015 inspection of the Facility conducted by the Idaho Department of Environmental Quality (IDEQ) on behalf of EPA. The purpose of this inspection was to determine the Facility's compliance with the requirements of the Clean Water Act (CWA) and the NPDES permit. I would like to express my appreciation for your staff's time and cooperation during the inspection.

July 2015 Inspection

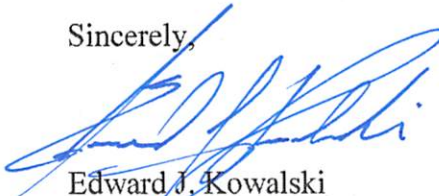
1. Part IV.J.2 states that all reports required by the permit and other information requested by the Director shall be signed by a person described in Part IV.J.1 or by a duly authorized representative of that person. A person is a duly authorized representative only if:
 - a. The authorization is made in writing by a person described above and submitted to the Director, and
 - b. The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility, such as the position of plant manager, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters. (A duly authorized representative may thus be either a named individual or any individual occupying a named position.)
2. On December 21, 2015, the NPDES Electronic Reporting Rule became effective. Permittees with a DMR requirement will have one year from this date to submit DMRs through NetDMR. Additional information is enclosed (Enclosure A).

At the time of the inspection, Mr. Stacy LaFay, the Facility's representative, was signing the Discharge Monitoring Reports (DMRs); however, no written authorization was provided that showed Mr. LaFay was a "duly authorized representative." This is a violation of Part IV.J.2 of the Permit.

Please be advised that although EPA exercises every precaution to ensure accurate inspection findings, we do not want to dismiss the possibility that the inspectors may have failed to observe areas of noncompliance. Although our goal is to ensure NPDES facilities comply fully with permits, the ultimate responsibility rests with the facility. EPA retains all rights to pursue enforcement to address any violations.

I have enclosed a copy of the inspection report (Enclosure B). If you have any questions concerning this matter, please do not hesitate to contact Raymond Andrews of my staff at (206) 553-4252.

Sincerely,



Edward J. Kowalski
Director

Enclosure

cc: Stephen Berry
IDEQ Compliance, Inspection, Enforcement Lead

Aaron Scheff
IDEQ, Boise Regional Office

Stacy LaFay
Plant Manager, City of McCall WWTP